

SENATE BILL No. 147

DIGEST OF INTRODUCED BILL

Citations Affected: IC 16-18-2-272; IC 16-38-5.

Synopsis: Child immunization registry. Requires the state department of health to develop a children's immunization data registry. Allows a patient or patient's parent access to the patient's immunization data. Requires that immunization data automatically be removed when the patient becomes an adult.

Effective: July 1, 2003.

Bowser

January 7, 2003, read first time and referred to Committee on Health and Provider Services.

C
o
p
y



First Regular Session 113th General Assembly (2003)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2002 Regular or Special Session of the General Assembly.

SENATE BILL No. 147

A BILL FOR AN ACT to amend the Indiana Code concerning health.

Be it enacted by the General Assembly of the State of Indiana:

- 1 SECTION 1. IC 16-18-2-272 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 2003]: Sec. 272. (a) "Patient", for
3 purposes of IC 16-27-1, has the meaning set forth in IC 16-27-1-6.
4 (b) "Patient", for the purposes of IC 16-28 and IC 16-29, means an
5 individual who has been accepted and assured care by a health facility.
6 (c) "Patient", for purposes of IC 16-36-1.5, has the meaning set forth
7 in IC 16-36-1.5-3.
8 (d) "Patient", for purposes of **IC 16-38-5** and IC 16-39, means an
9 individual who has received health care services from a provider for
10 the examination, treatment, diagnosis, or prevention of a physical or
11 mental condition.
12 SECTION 2. IC 16-38-5-1, AS ADDED BY P.L.231-1999,
13 SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
14 JULY 1, 2003]: Sec. 1. The state department ~~may~~ **shall** develop an
15 immunization data registry **to record immunization data concerning**
16 **patients who are less than nineteen (19) years of age.**
17 SECTION 3. IC 16-38-5-2, AS ADDED BY P.L.231-1999,



C
o
p
y

1 SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 2 JULY 1, 2003]: Sec. 2. A provider ~~may~~ **shall** provide a patient's
 3 immunization data to the immunization data registry ~~with specific~~
 4 ~~written authorization of the patient.~~ **unless the patient's parent,**
 5 **guardian, or custodian (or the patient, if the patient is emancipated**
 6 **or at least eighteen (18) years of age) objects in writing to the**
 7 **provider.**

8 SECTION 4. IC 16-38-5-4 IS ADDED TO THE INDIANA CODE
 9 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
 10 1, 2003]: Sec. 4. (a) **The state department shall provide a copy of a**
 11 **patient's immunization data to a patient or a patient's parent,**
 12 **guardian, or custodian, upon the written request of the patient or**
 13 **the patient's parent, guardian, or custodian.**

14 (b) **The patient or the patient's parent, guardian, or custodian**
 15 **may submit corrective comments to the state department**
 16 **concerning the patient's immunization data. The state department**
 17 **shall add the corrective comments to the patient's immunization**
 18 **data in the immunization data registry.**

19 (c) **The state department may not charge a fee for any service**
 20 **provided under this section.**

21 SECTION 5. IC 16-38-5-5 IS ADDED TO THE INDIANA CODE
 22 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
 23 1, 2003]: Sec. 5. **The state department shall remove a patient's**
 24 **immunization data from the immunization data registry not later**
 25 **than one (1) year after the patient becomes twenty-one (21) years**
 26 **of age.**

27 SECTION 6. IC 16-38-5-6 IS ADDED TO THE INDIANA CODE
 28 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
 29 1, 2003]: Sec. 6. **The state department may adopt rules under**
 30 **IC 4-22-2 and forms that are necessary to collect immunization**
 31 **data under this chapter.**

C
o
p
y

